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PATENT
Attorney Docket No.: 03804-8050-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
HERVE BOUCHARD ET AL.) Examiner Peabody
Serial No. 08/162,984) Group Art Unit: 1206
Filed: December 8, 1993)

For: NEW TAXOIDS, THEIR PREPARATION AND
PHARMACEUTICAL COMPOSITIONS CONTAINING
THEM

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

**REVOCATION OF PRIOR POWER OF ATTORNEY
AND APPOINTMENT OF NEW POWER OF
ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST**

Rhone-Poulenc Rorer S.A., in accordance with 37 C.F.R. § 3.73(b), certifies that it is the assignee of the entire right, title and interest in the above-identified patent application by virtue of an assignment from the inventors of that patent application. The assignment was recorded on December 8, 1993, in the Patent and Trademark Office at Reel 6846, Frame 0849. A copy of the assignment is attached, as well as a copy of the Notice of Recordation of Assignment Document.

It is noted that the original assignment filed identified the application as "NEW TAXOIDES, THEIR PREPARATION AND PHARMACEUTICALS CONTAINING THEM." However, the correct title of the patent application is "NEW TAXOIDS, THEIR

PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING THEM."

The identity of the application assigned and the present application is evidenced by the attorney docket number, 1290-7281, which appears on page 1 of the assignment document and which also appears on the filing receipt of S.N. 08/162,984. A copy of the filing receipt is attached.

The identity is further evidenced by the original combined declaration, which also contains an incorrect title of the application, but refers to the identical attorney docket number, 1290-7281, and also to French application 92 14813, filed on December 9, 1992, which French application and attorney docket number are also referred to on the filing receipt. A copy of the original combined declaration is also attached.

Finally, the identity of the application assigned and the present application is further evidenced by the Notice of Recordation. Specifically, that document specifies that the assignment relates to Serial No. 8-16294, filed December 8, 1993, which serial no. and filing date correspond exactly to those of the present application.

The undersigned has reviewed all the documents in the chain of title of the above-identified patent application and, to the best of undersigned's knowledge and belief, title is in the assignee, identified above as Rhone-Poulenc Rorer S.A. The undersigned is Vice President, Patents of Rhone-Poulenc Rorer S.A. and is empowered to sign this certificate on behalf of the assignee.

As assignee of the entire interest of the above-identified application, Rhone Poulenc Rorer S.A., hereby revokes all powers of attorney previously given and hereby grants new powers of attorney to Thomas L. Irving, Reg. No. 28,619, Bryan C. Diner, Reg. No. 32,409, Martin F. Savitzky, Reg. No. 29,699, Paul R. Darkes, Reg. No. 33,862, James

A. Nicholson, Reg. No. 25,478, Rosanne Goodman, Reg. No. 32,534, Raymond S. Parker, III, Reg. No. 34,893, Ross J. Oehler, Reg. No. 33,270, and Julie K. Smith, Reg. No. 38,619, with full power of substitution and revocation to prosecute this application and any interference proceeding in which it may become involved and to transact all business in the Patent and Trademark office connected therewith.

Please send all future correspondence concerning this application to Thomas L. Irving at Finnegan, Henderson, Farabow, Garrett & Dunner at the following address:

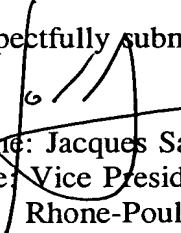
Thomas L. Irving
Finnegan, Henderson, Farabow,
Garrett & Dunner
1300 I Street, N.W.
Washington, D.C. 20005-3315

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under § 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any fees due in connection with the filing of this paper not otherwise accounted for, please charge the fees to our Deposit Account No. 06-0916.

Dated: 2/23/95

Respectfully submitted,


Name: Jacques Savina
Title: Vice President, Patents
Rhone-Poulenc Rorer, S.A.

PATENTDocket No. 1290-7281

ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS:

Hervé BOUCHARD, 114, avenue Danielle Casanova, 94200 Ivry Sur Seine, FranceJean-Dominique BOURZAT, 36, boulevard de la Libération 94300 Vincennes, FranceAlain COMMERÇON, 1, bis rue Charles Floquet 94400 Vitry-Sur-Seine, France

(full name(s) and post office address(s) of inventor(s) (including country))

(hereinafter referred to as ASSIGNOR(S)), has made a discovery or invention entitled:

NEW TAXOIDES, THEIR PREPARATION AND PHARMACEUTICALS CONTAINING THEM

(title of discovery or invention)

☒ for which application for Letters Patent of the United States has been executed on even date herewith,☐ for which application for Letters Patent of the United States has been filed on _____,
under Serial No. _____, and

WHEREAS:

RHONE-POULENC RORER S.A. 20, avenue Raymond Aron 92160 ANTONY, FRANCE

(name and address of assignee)

(hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR(S) of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR(S) hereby sells, assigns and transfers to ASSIGNEE, its successors, legal representatives and assigns, the full and exclusive right, title and interest to said discovery or invention in the United States and its territorial possessions and in all foreign countries and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

I, SAID ASSIGNOR(S), hereby authorize and request the Commissioner of Patents and Trademarks of the

United States of America and any Official of any country or countries foreign to the United States of America whose duty it is to issue Letters Patent on applications as aforesaid, to issue all such Letters Patent for said discovery or invention to the ASSIGNEE, as assignee of the entire right, title and interest in, to and under the same, for the sole use and behoof of the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

I, SAID, ASSIGNOR(S), hereby covenant that I have full right to convey the entire right, title and interest herein sold, assigned, transferred and set over;

AND I, SAID ASSIGNOR(S) hereby further covenant and agree that the ASSIGNEE, its successors, legal representatives, or assigns, may apply for foreign Letters Patent on said discovery or invention and claim the benefits of the International Convention, and that I will, at any time, when called upon to do so by the ASSIGNEE, its successors, legal representatives, or assigns, communicate to the ASSIGNEE, its successors, legal representatives, or assigns, as the case may be, any facts known to me respecting said discovery or invention, and execute and deliver any and all lawful papers that may be necessary or desirable to perfect the title to the said discovery or invention, the said applications and the said Letters Patent in the ASSIGNEE, its successors, legal representatives and assigns, and that if reissues of the said Letters Patent or disclaimers relating thereto, or divisions, continuations, or refilings of the said applications, or any thereof, shall hereafter be desired by the ASSIGNEE, its successors, legal representatives, or assigns, I will, at any time, when called upon to do so by the ASSIGNEE its successors, legal representatives, or assigns, sign all lawful papers, make all rightful oaths, execute and deliver all such disclaimers and all divisional, continuation and reissue applications so desired, and do all lawful acts requisite for the application for such reissues and the procuring thereof and for the filing of such disclaimers and such applications, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention or discovery in all countries, all without further compensation but at the expense of the ASSIGNEE, its successors, legal representatives and assigns.

Assignor's signature: Hervé BOUCHARD December 6, 1993
Hervé BOUCHARD DATE

Citizenship: French

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this ___ day of _____, 19__.
STATE OF)
ss.:
COUNTY OF)

On this ___ day of _____, 19__, before me, the undersigned authority, personally appeared _____ to me known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposes therein specified.

Notary Public

This assignment should preferably be signed before: (a) Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date Dec 6 1993 Witness: Jacques Pilard Jacques PILARD
Date Dec 6 1993 Witness: Michèle Morvan Michèle MORVAN

DOCKET NO. 1290-7281

Assignor's signature: Jean Dominique Bourzat December 6, 1993
Jean-Dominique BOURZAT DATE
Citizenship: French

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this ____ day of _____, 19__.

STATE OF)
ss.:
COUNTY OF)

On this ____ day of _____, 19__, before me, the undersigned authority, personally appeared _____ to me known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposes therein specified.

Notary Public

Assignor's signature: Alain Commerçon December 6, 1993
Alain COMMERÇON DATE
Citizenship: French

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this ____ day of _____, 19__.

STATE OF)
ss.:
COUNTY OF)

On this ____ day of _____, 19__, before me, the undersigned authority, personally appeared _____ to me known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposes therein specified.

Notary Public

This assignment should preferably be signed before: (a) Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date Dec. 6, 1993 Witness: Jacques Pilard Jacques PILARD

Date Dec. 6, 1993 Witness: Michèle Morvan Michèle MORVAN



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

DATE: 03/01/94
TO:

N04C

MORGAN & FINNEGAN
FREDERICK F. CALVETTI
555 13TH STREET, N.W.
SUITE 480 WEST
WASHINGTON, D.C. 20004-1109

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT BRANCH OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR:
BOUCHARD, HERVE

DOC DATE: 12/06/93

ASSIGNOR:
BOURZAT, JEAN-DOMINIQUE

DOC DATE: 12/06/93

ASSIGNOR:
COMMERCON, ALAIN

DOC DATE: 12/06/93

RECORDATION DATE: 12/08/93 NUMBER OF PAGES 004 REEL/FRA 6846/0849

DIGEST : ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:
RHONE POULENC RORER S.A.
20 AVENUE RAYMOND 92165
ANTONY CEDEX FRANCE

SERIAL NUMBER 8-162984
PATENT NUMBER

FILING DATE 12/08/93
ISSUE DATE 00/00/00

EXAMINER/PARALEGAL
ASSIGNMENT BRANCH

ASSIGNMENT/CERTIFICATION SERVICES DIVISION

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RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
08/162,984	12/08/93	1205	\$3,910.00	12907281	0	53	3

MORGAN & FINNEGAN
345 PARK AVENUE
NEW YORK, NY 10154

RECEIVED
DOCKET DEPT.

FEB 25 1994

MORGAN & FINNEGAN

Receipt is acknowledged of this patent application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

HERVE BOUCHARD, IVRY SUR SEINE, FRANCE; JEAN-DOMINIQUE
BOURZAT, VINCENNES, FRANCE; ALAIN COMMERCON,
VITRY-SUR-SEINE, FRANCE.

FOREIGN/PCT APPLICATIONS-FRANCE

92 14813

12/09/92

TITLE

NEW TAXOIDS, THEIR PREPARATION AND PHARMACEUTICAL COMPOSITION
CONTAINING THEM

PRELIMINARY CLASS: 514

~~CLASS~~ 1290-7281 ~~APP~~ FFC
~~INFORMATION DISCLOSURE~~
~~DATE~~ March 8, 1994
~~FOREIGN FILING~~ _____
~~CONVENTION DATE EXPIRES~~ _____

(see reverse)

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PATENTDocket No. 1290-7281

COMBINED DECLARATION AND POWER OF ATTORNEY FOR
ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,
DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NEW TAXOIDES, THEIR PREPARATION AND PHARMACEUTICALS CONTAINING THEM
the specification of which

a. ☒ is attached hereto

b. ☐ was filed on _____ as application Serial No. _____ and was
amended on _____. (if applicable).

PCT FILED APPLICATION ENTERING NATIONAL STAGE

c. ☐ was described and claimed in International Application No. _____
filed on _____ and as amended on _____. (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

☒ I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ The attached 35 U.S.C. § 119 claim for priority for the U.S. application(s) listed below forms a part of this declaration.

Country	Application Number	Date of filing (day, month, yr)	Date of issue (day, month, yr)	Priority Claimed
France	92 14813	9 December 1992		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

PATENTDocket No. 1290-7281

ADDITIONAL STATEMENTS FOR
DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) listed below.

Application Serial No.	Filing Date	Status (patented, pending, abandoned)
Application Serial No.	Filing Date	Status (patented, pending, abandoned)

☐ In this continuation-in-part application, insofar as the subject matter of any of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or Imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorneys and/or agents with full power of substitution and revocation, to prosecute this application, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith: Jerome G. Lee (Reg. No. 16,967), John D. Foley (Reg. No. 16,836), John A. Diaz (Reg. No. 19,550), Thomas P. Dowling (Reg. No. 19,221), John C. Vassil (Reg. No. 19,098), Warren H. Rotert (Reg. No. 19,659), Alfred P. Ewert (Reg. No. 19,887), David H. Pfeffer, P.C. (Reg. No. 19,825), Harry C. Marcus (Reg. No. 22,390), Robert E. Paulson (Reg. No. 21,046), Stephen R. Smith (Reg. No. 22,615), Kurt E. Richter (Reg. No. 24,052), J. Robert Dailey (Reg. No. 27,434), Eugene Moroz (Reg. No. 25,237), John F. Sweeney (Reg. No. 27,471), Arnold I. Rady (Reg. No. 26,601), Christopher A. Hughes (Reg. No. 26,914), William S. Feiler (Reg. No. 26,728), Joseph A. Calvaruso (Reg. No. 28,287), James W. Gould (Reg. No. 28,859), Richard C. Komson (Reg. No. 27,913), Israel Blum (Reg. No. 26,710), Bartholomew Verdirame (Reg. No. 28,483), Maria C. H. Lin (Reg. No. 29,323), Joseph A. DeGirolamo (Reg. No. 28,595) and Christopher E. Chalsen (Reg. No. 30,936) of Morgan & Finnegan whose address is: 345 Park Avenue, New York, New York 10154, and Frederick F. Calvetti (Reg. No. 28,557) of Morgan & Finnegan whose address is: 555 13th Street, N.W., Washington, D.C. 20004-1109.

- ☒ I hereby authorize the U.S. attorneys and/or agents named hereinabove to accept and follow instructions from FREDERICK F. CALVETTI as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and/or agents and me. In the event of a change in the person(s) from whom instructions may be taken I will so notify the U.S. attorneys and/or agents named hereinabove.

PATENTDocket No. 1290-7281

I hereby specify the following as the correspondence address to which all communications about this application are to be directed:

SEND CORRESPONDENCE TO:

MORGAN & FINNEGAN, 345 Park Avenue, New York, N.Y. 10154

DIRECT TELEPHONE CALLS TO: Frederick F. Calvetti, Tel: 202-857-7887

Full name of sole or first inventor Hervé BOUCHARD

Inventor's signature* Hervé BOUCHARD

December 6, 1993

date

Residence Ivry Sur Seine, FRANCE

Citizenship French

Post Office Address 114, avenue Danielle Casanova 94200 Ivry Sur Seine, France

Full name of second joint inventor, if any Jean-Dominique BOURZAT

Inventor's signature* Jean Dominique Bourzat

December 6, 1993

date

Residence Vincennes, FRANCE

Citizenship French

Post Office Address 36, boulevard de la Libération 94300 Vincennes, France

[x] ATTACHED IS ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR SIGNATURE BY THIRD AND SUBSEQUENT INVENTORS FORM.

* Before signing this declaration, each person signing must:

1. Review the declaration and verify the correctness of all information therein; and
2. Review the specification and the claims, including any amendments made to the claims.

After the declaration is signed, the specification and claims are not to be altered.

To the inventor(s):

The following are cited in or pertinent to the declaration attached to the accompanying application:

Title 37, Code of Federal Regulation, §1.56

Duty to disclose information material to patentability

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

Title 35, U.S. Code § 101

Inventions patentable

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Title 35 U.S. Code § 102

Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless --

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this country, more than one year prior to the date of the application for patent in the United States, or
- (b) the invention was patented or described in a printed publication in this or foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States, or
- (c) he has abandoned the invention, or

(d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing of the application in the United States, or

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or

(f) he did not himself invent the subject matter sought to be patented, or

(g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other ...

Title 35, U.S. Code § 103

Conditions for patentability; non-obvious subject matter

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Subject matter developed by another person, which qualifies as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

Title 35, U.S. Code § 112 (in part)

Specification

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same, and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Title 35, U.S. Code, § 119

Benefit of earlier filing date in foreign country; right of priority

An application for patent for an invention filed in this country by any person who has, or whose legal representatives or assigns have, previously regularly filed an application for a patent for the same invention in a foreign country which affords similar privileges in the case of applications filed in the United States or to citizens of the United States, shall have the same effect as the same application would have if filed in this country on the date on which the application for patent for the same invention was first filed in such foreign

country, if the application in this country is filed within twelve months from the earliest date on which such foreign application was filed; but no patent shall be granted on any application for patent for an invention which had been patented or described in a printed publication in any country more than one year before the date of the actual filing of the application in this country, or which had been in public use or on sale in this country more than one year prior to such filing.

Title 35, U.S. Code, § 120

Benefit or earlier filing date in the United States

An application for patent for an invention disclosed in the manner provided by the first paragraph of section 112 of this title in an application previously filed in the United States, or as provided by section 363 of this title, which is filed by an inventor or inventors named in the previously filed application shall have the same effect, as to such invention, as though filed on the date of the prior application, if filed before the patenting or abandonment of or termination of proceedings on the first application or an application similarly entitled to the benefit of the filing date of the first application and if it contains or is amended to contain a specific reference to the earlier filed application.

Please read carefully before signing the Declaration attached to the accompanying Application.

If you have any questions, please contact Morgan & Finnegan

FORM: COMB DECL NY
Rev. 11/92 M&F

PATENT

Docket No. 1290-7281

ADDED PAGE TO COMBINED DECLARATION
AND POWER OF ATTORNEY FOR SIGNATURE
BY THIRD AND SUBSEQUENT INVENTORS

Full name of third joint inventor, if any Alain COMMERCON

Inventor's signature* Alain Commercon December 6, 1993
date

Residence Vitry-Sur-Seine, FRANCE

Citizenship French

Post Office Address 1, bis rue Charles Floquet Vitry-Sur-Seine, France

Full name of fourth joint inventor, if any _

Inventor's signature* _____
date

Residence _

Citizenship _

Post Office Address _

Full name of fifth joint inventor, if any _

Inventor's signature* _____
date

Residence _

Citizenship _

Post Office Address _

* Before signing this declaration, each person signing must:

1. Review the declaration and verify the correctness of all information therein;
and
2. Review the specification and the claims, including any amendments made to
the claims.

After the declaration is signed, the specification and claims are not to be altered.

Rev. 9/92 M&F